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Counsel for ORS

November 13, 2018

VIA ELECTRONIC FILING

Jocelyn G. Boyd, Esquire
 Chief Clerk & Administrator
 Public Service Commission of South Carolina
 101 Executive Center Drive, Suite 100
 Columbia, South Carolina 29210

Re: Application of Encore2K, LLC d/b/a Tiger Tail Tuktuk Class C (Charter) Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier

Docket No. 2018-282-T

Dear Ms. Boyd:

The South Carolina Office of Regulatory Staff ("ORS") has reviewed the Application for a Class C (Charter) Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier ("Application") filed by Encore2K, LLC d/b/a Tiger Tail Tuktuk ("Applicant") in this docket with the South Carolina Public Service Commission ("Commission"). Based on the Application and information provided by the Applicant, ORS does not oppose the issuance of a **restricted** Class C (Charter) Certificate of Public Convenience and Necessity ("Certificate") should the Commission determine the Applicant meets all requirements.

In its capacity of representing the public interest of South Carolina, ORS requests, pursuant to S.C. Code Ann. § 58-23-330, that the Commission issue a restricted Certificate in this matter. While the subject vehicle to this Application, the e-Tuk, is approved for highway use by the USDOT, the vehicle only has a maximum speed of 25 MPH and is comprised of three wheels. Furthermore, the SCDMV does not consider the e-Tuk to be a low speed vehicle ("LSV") which is defined as having four wheels. LSVs may operate only on roads with a 35 MPH or less speed limit.

It is our understanding, based on communications with the SCDMV, that the e-Tuk is eligible for a charter limousine license plate provided the Applicant acquires a Class C Charter

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Certificate from the Commission. However, since the e-Tuk has a maximum speed of 25 MPH, ORS requests that the subject vehicle to this Application, the e-Tuk, only be allowed to operate on secondary roads with a 40 MPH or less speed limit. The ORS proposed restriction would be in addition to any and all restrictions that are inherit in the conditions of a Class C Charter Certificate. Therefore, the Applicant would only be allowed to operate within a radius of two miles of the corporate limits of a city/town in which the Applicant is licensed to do business **and** in which the speed limit is 40 MPH or less.

It is ORS's understanding that the Applicant does not oppose the issuance of a restricted Class C Charter Certificate within the terms as set forth.

Thank you for your consideration in this matter.

Sincerely,



C. Lessie Hammonds

cc: Josh Minges, Esquire
All Parties of Record